

EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Andrew N. Parfomak on Tuesday, February 03, 2009.

The application has been amended as follows:

Replaced the Abstract filed on 04/28/2006 with the following new Abstract:

-- Disclosed is a mousetrap having an enclosure with a rotatable top part having a downwardly extending strike plate within the enclosure, and a bottom part having an upwardly extending catch plate within the enclosure, an aperture in each of the top part and the bottom part which are in substantial alignment when the mousetrap is set, and a trigger mechanism, wherein the mousetrap is set to incapacitate or kill the mouse by the manual rotation of the top part relative to the bottom part when a mouse activates the trigger mechanism causing the top part to rotate relative to the bottom part and thereby incapacitating or killing the mouse between the strike plate and the catch plate.--

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2. The following is an examiner's statement of reasons for allowance: the prior art of record does not disclose a mousetrap comprising the top comprising a strike plate connected thereto and extending downwardly therefrom within an interior of the enclosure and substantially at a right angle to the top, the base comprising a catch plate connected to the base and extending upwardly therefrom within an interior of the enclosure and substantially at a right angle to the base.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

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Any inquiry concerning this communication or earlier communications from the examiner should be directed to Darren W. Ark whose telephone number is (571) 272-6885. The examiner can normally be reached on M-F, 8:30am-5:00pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Peter M. Poon can be reached on (571) 272-6891. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Darren W. Ark/
Darren W. Ark
Primary Examiner
Art Unit 3643

DWA